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Attorneys for Defendant
QUIKSILVER, INC.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

LEVI STRAUSS & CO.,

Plaintiff,

v.

QUIKSILVER, INC.,

Defendant.

Case No. 11 1177 EJD

**STIPULATION OF DISMISSAL WITHOUT
PREJUDICE; [PROPOSED] ORDER**

1 The parties, by their respective counsel and pursuant to Federal Rule of Civil Procedure
2 41(a)(2), stipulate that this action be and hereby is dismissed without prejudice. Each party shall bear
3 its own costs and attorneys' fees.

4
5 Respectfully submitted,

6
7 DATED: October 5, 2011

KILPATRICK TOWNSEND & STOCKTON LLP

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9 By: /s/ Gia Cincone
GIA CINCONI

10 Attorneys for Plaintiff
11 LEVI STRAUSS & CO.

12
13 DATED: October 5, 2011

O'MELVENY & MYERS LLP

14 By: /s/Ryan Padden
RYAN PADDEN

15 Attorneys for Defendant
16 QUIKSILVER, INC.

17
18 IT IS SO ORDERED. The Clerk shall close this file.

19
20 DATED: October 7, 2011


HON. EDWARD J. DAVILA
United States District Court Judge

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22 63760456 v1